
IN THE UNITED STATES PATENT AND
TRADEMARK OFFICE

Application Number: 09/582,809
Filed: June 30, 2000
Applicants: George E. Seidel, Lisa Herickhoff, John Schenk
Title: Sex Specific Insemination of Mammals With Low Number
of Sperm Cells
TC/A.U.: 1634
Examiner: Carla J. Myers
Assignee: XY, Inc.
Attorney Docket: XY-Lodo-USNP
Customer No.: 33549
Confirmation No.: 3161

REQUEST FOR CONTINUED EXAMINATION
PURSUANT TO 37 C.F.R. § 1.114

The Applicant hereby submits the following submission in this case as a Request for Continued Examination pursuant to 37 C.F.R. § 1.114. This submission consists of an amendment and request for reconsideration meeting the requirements of 37 C.F.R. § 1.111 and is filed in response to the Office Action dated July 21, 2008. A shortened statutory period of three months has been set, making a response to this action due on or by October 21, 2008. The Applicant is requesting that this time period be extended for three months to and including January 21, 2009 and has included a Petition for Extension of Time along with the prescribed fee. This Request for Continued Examination is accompanied by the fee set forth in 37 C.F.R. § 1.17(e) and is appropriate because:

- i) this request is made prior to payment of the issue fee [37 C.F.R. § 1.114 (a)(1)];
- ii) the application has not been abandoned [37 C.F.R. § 1.114 (a)(2)];
- iii) no notice of appeal has been filed [37 C.F.R. § 1.114 (a)(3)];

- iv) prosecution on the application is closed by either a final action or issuance of a notice of allowance [37 C.F.R. § 1.114 (b)];
- v) this application is not a provisional application [37 C.F.R. § 1.114 (e)(1)];
- vi) this is not a utility patent application filed before June 8, 1995 [37 C.F.R. § 1.114 (e)(2)];
- vii) this application is not an international application filed under 35 U.S.C. § 363 before June 8, 1995 [37 C.F.R. § 1.114 (e)(3)];
- viii) this application is not a design patent application [37 C.F.R. § 1.114 (e)(4)]; and
- ix) this is not a patent under reexamination [37 C.F.R. § 1.114 (e)(5)].

This response is made in accordance with 37 C.F.R. § 1.121 using the format with each heading beginning on a separate page as follows:

1. A Listing of Claims begins on page 3 of this response;
2. Remarks begin on page 5 of this response.

Should any unintended informality exist, it is requested that the undersigned be contacted by telephone so that the informality may be resolved as expediently as possible.